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SPRINT PCS ASSETS, L.L.C. and SPRINT PCS LICENSE, L.L.C.

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

JAMES M. KINDER,

Plaintiff,

v.

SPRINT PCS ASSETS, L.L.C., SPRINT PCS LICENSE, L.L.C. and DOES 1 through 100, inclusive,

Defendants.

Case No. 07 CV 2049 W (JMA)

PARTIES' JOINT MOTION TO DISMISS CASE WITH PREJUDICE

[Fed. R. Civ. P. 41(a)]

Plaintiff James M. Kinder and Defendants Sprint PCS Assets, L.L.C. and Sprint PCS License, L.L.C. (collectively "Sprint") hereby stipulate and jointly move, pursuant to Federal Rule of Civil Procedure 41(a), to dismiss the instant action *with prejudice*.

SO STIPULATED.

Dated: February 9, 2008

SHEPPARD MULLIN RICHTER & HAMPTON LLP

By [signature]
JOHN C. DINEEN

Attorney for Defendants
SPRINT PCS ASSETS, L.L.C. and SPRINT PCS LICENSE, L.L.C.

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Dated: February 11, 2008

CHAD AUSTIN, ESQ.

By [signature]
CHAD AUSTIN

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